

**REMARKS**

Claims 1-11 were pending in the present application and claims 1-11 stand rejected. By virtue of this response, claim 1 has been amended. Amendment and cancellation of certain claims is not to be construed as a dedication to the public of any of the subject matter of the claims as previously presented. The amendment is fully supported by the application as originally filed; for example, see Figs. 6A-10B, 13, and 14 and the accompanying description thereof. No new matter has been added. Accordingly, claims 1-11 are currently under consideration.

For the Examiner's convenience, Applicants' remarks are presented in the same order in which they were raised in the Office Action.

**Claim Rejections – 35 U.S.C. § 102(b)**

Claims 1-6 and 8-11 stand rejected under 35 U.S.C. 102(b) as being anticipated by Akiyama et al. (U.S. Patent No. 5,406,547) as detailed beginning on page 2 of the Office Action. Additionally, claims 1, 6, and 7 stand rejected under 35 U.S.C. 102(b) as being anticipated by Akiyama et al. as detailed beginning on page 5 of the Office Action.

Claim 1 has been amended herein to recite a data storage cartridge “wherein the lock assembly is unlocked in response to a force acting thereon in a direction that is parallel to a direction the shutter assembly moves from the closed position to the open position.” These features are described throughout the present application and no new matter has been added (for example, see Figs. 6A-7B, 13, and 14 and the accompanying description). It is further noted and described, e.g., in paragraph [0035] of the present application, that a lock assembly that is unlocked in response to an applied force in a direction parallel to the direction the shutter assembly moves may reduce the potential for inadvertently opening the shutter as compared to a lock assembly that is unlocked by a force acting perpendicular to the motion of the shutter. Further, the recited features may allow for the lock assembly to be recessed within a portion the shutter assembly as illustrated in Figs. 6A-7B.

Akiyama fails to disclose or suggest the above recited features of claim 1. In contrast, Akiyama discloses a storage device where a force (provided by a drive pin P1 as seen in Fig. 4) acts on stopper 59 through receiving recess 19 in a direction perpendicular to the direction shutter 10 moves when opening/closing (see, e.g., col. 10, lines 37-56; Figs. 4 and 22). For example, drive pin P1 depresses stopper 59 in a direction perpendicular to the sliding direction of shutter 10. Further, there is no teaching or reasonable suggestion for modifying the disclosure of Akiyama to meet the features of claim 1.

Accordingly, for at least these reasons, the rejection to claim 1 should be withdrawn. Additionally, the rejection to dependent claims 2-11 should be withdrawn for at least similar reasons.

### **Interview Summary**

The Interview Summary attached to the Office Action indicates that Examiner Kayrish and Christopher Eide had a telephonic interview on April 2, 2007. Christopher Eide does not specifically recall having said interview; however, Applicants do not disagree with the substance of interview comments, i.e., to withdraw the previous final rejection as applied to claims 1-11 (over U.S. Publication No. 2004/0042383).

**CONCLUSION**

In view of the above, each of the presently pending claims in this application is believed to be in immediate condition for allowance. Accordingly, the Examiner is respectfully requested to withdraw the outstanding rejection of the claims and to pass this application to issue. If it is determined that a telephone conference would expedite the prosecution of this application, the Examiner is invited to telephone the undersigned at the number given below.

In the event the U.S. Patent and Trademark office determines that an extension and/or other relief is required, applicant petitions for any required relief including extensions of time and authorizes the Commissioner to charge the cost of such petitions and/or other fees due in connection with the filing of this document to **Deposit Account No. 03-1952** referencing docket no. 495812005200. However, the Commissioner is not authorized to charge the cost of the issue fee to the Deposit Account.

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Respectfully submitted,

By \_\_\_\_\_

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